

U.S. DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
FILED

APR - 4 2001

ROBERT H. SHEMWEIL, CLERK
BY DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE - OPELOUSAS DIVISION

GREIG, ET AL.,

No. 6:2000cv00603

Plaintiffs

versus

Judge Doherty

CITY OF ST. MARTINVILLE, ET AL.,

Magistrate Judge Methvin

Defendants

**CITY OF ST. MARTINVILLE'S STIPULATION
REGARDING ONE MAN, ONE VOTE PRINCIPLE**

The City of St. Martinville (the "City") hereby stipulates for the purposes of this litigation, and this litigation only, that the districts from which members to the city council are elected, as presently constituted, are malapportioned in population in that some districts have significantly more persons than other districts, and that if an election were held using the districts as currently constituted, the one-man, one-vote provisions of the Constitution would be violated.¹

¹ See, e.g., Turner v. McKeithen, 490 F.2d 191, 192 (5th Cir. 1973) ("Prior to trial, the parties stipulated that the existing apportionment scheme was unconstitutional due to significant deviations from the 'one man — one vote' principle."); Burton v. Sheheen, 793 F.Supp. 1329, 1336 n. 2 (D.S.C. 1992) ("At trial, all parties stipulated the existing plans were unconstitutionally apportioned because of gross population disparities among the districts in the respective plans."), vacated on other grounds sub nom. Statewide Reapportionment Advisory Committee v. Theodore, 508 U.S. 968 (1993). Tucker v. Burford, 603 F.Supp. 276, 277 (N.D. Miss. 1985) ("In the present case, the defendants have conceded that the voting districts are malapportioned and must be redistricted.").

Respectfully submitted,

PERRET DOISE,
A Professional Law Corporation

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Attorneys for the City of St. Martinville

CERTIFICATE

I hereby certify that a copy of the above and foregoing has been forwarded to all parties to this proceeding, by hand delivery, by facsimile transmission, or by depositing same in the United States mail, postage prepaid and properly addressed, this 4th day of April, 2001.

Camille Bienvenu Poché
Camille Bienvenu Poché

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A PROFESSIONAL LAW CORPORATION

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OUR FILE NUMBER

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ROBERT H. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT, LOUISIANA

April 4, 2001

VIA HAND DELIVERY

Clerk of Court
U. S. District Court
Western District of Louisiana
800 Lafayette St., Suite 2100
Lafayette, LA 70501

Re: Errol Greig, et al. vs. City of St. Martinville, et al., No. 6:2000cv00603
U.S.D.C., Western District of Louisiana, Lafayette-Opelousas Division
Judge Doherty, Magistrate Judge Methvin

Dear Sir/Madame:

Enclosed is the original and one copy of the City of St. Martinville's Stipulation Regarding One Man, One Vote Principle. Please file the original into the record of the above-referenced matter, stamp the enclosed copy with filing information, and return the stamped copy to the courier delivering this letter.

Thanking you for your assistance, I remain

Sincerely,



Camille Bienvenu Poché

CPB/agl coc06.wpd

cc: (w/enclosures)
Honorable Rebecca Doherty (via hand delivery)
Mr. Michael Zwibelman (via facsimile and mail)
Mr. Richard Spears (via facsimile and mail)
Client